IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the 6th day of September 2005
Bail application no. 838 **of 2005**
Order on the bail application of accused

CRIMINAL SIDE

Sri Jagdish Singh Bisht alias Jaggu
S/o Sri Narayan Singh
R/o Sunerakot
P.S. Someshwar
District Almora …Applicant

Versus

State of Uttaranchal … Opposite Party

Arising out of Case Crime No. 847 of 2005
Under Section 302 I.P.C. and 2/3 Gangster Act
Police Station Lalkuwa
District Nainital

By the court

Hon'ble B.C. Kandpal, J

The applicant has applied for bail in case crime No. 847 of 2005 Under Section 302 I.P.C. 2/3 Gangster Act, Police Station Lalkuwa, District Nainital.

Heard Sri Kailash Joshi, learned counsel for the applicant, learned A.G.A. and perused the record.

The name of the applicant does not find place in the F.I.R. The incident is alleged to have taken place on 11.05.2005 but till 14.06.2005 the name of the applicant did not come into light.

The record reveals that the applicant was arrested on 14.06.2005 and it further reveals that the applicant known to the witnesses with name of Jaggu. In case, if the applicant was known to the witnesses then his name in the F.I.R. certainly would have been found but that is not so.

At this stage, I do not find any sufficient ground to connect the applicant with the commission of crime. Accordingly, the bail application is allowed.

Let the applicant Jagdish Singh Bisht @ Jaggu be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. concerned.

(B.C. Kandpal, J.)

06.09.2005
ASWAL